

LOCAL AGENCY FORMATION COMMISSION OF MARIN COUNTY

RESOLUTION NO. 97-05

RESOLUTION MAKING DETERMINATIONS AND APPROVING ANNEXATION
WITH WAIVER OF NOTICE, HEARING AND ELECTION
TO SANITARY DISTRICT #1 (Ross Valley)

"Blue Ridge Road Annexation #2"

WHEREAS, a proposal for the proposed annexation of certain territory to Sanitary District #1, in the County of Marin, has been filed with the Executive Officer of this Local Agency Formation Commission pursuant to Title 5, Division 3, commencing with Section 56000 of the Government Code; and

WHEREAS, said proposal was made in the form of a petition; and

WHEREAS, said petition was accompanied by written consent signed by all owners of land with the territory proposed to be annexed; and

WHEREAS, pursuant to Government Code Section 56837, when a petition is accompanied by written consent of all owners of land within the territory proposed to be annexed, this Commission may make determination with respect to said annexation without notice and hearing.

WHEREAS, the Executive Officer has reviewed the proposal and prepared a report, including her recommendation thereon, the proposal and report having been presented to and considered by this Commission.

NOW, THEREFORE, the Local Agency Formation Commission of the County of Marin DOES HEREBY RESOLVE, DETERMINE AND ORDER as follows:

Section 1. Subject to terms and conditions hereinafter specified, the proposal made by petition, is approved.

Section 2. The boundaries, as set forth in the proposal, are hereby approved as submitted and are as described in Exhibit "A," and "B" attached hereto and by this reference incorporated herein.

Section 3. The territory includes 0.78 acres, is found to be uninhabited, and is assigned the following distinctive short form designation: "Blue Ridge Road Annexation #2" to Sanitary District #1 (Ross Valley).

Section 4. The proposal is consistent with the spheres of influence of affected local agencies.

Section 5. Any resolution authorizing the annexation approved by this resolution shall impose the following standard district terms and conditions:

1. In the event the District shall require any payment of a fixed or determinable amount of money, either as a lump sum or in installments, for the acquisition, transfer, use or right of use of all or part of the existing property, real or personal, of the District, such payment shall be made to the District in the manner and at the time as provided by the rules, regulations or ordinances of the District, as now or hereafter amended, pursuant to which such payment is required.
2. Upon and after the effective date of said annexation, the territory, all inhabitants within such territory, and all persons entitled to vote by reason of residing or owning land within the territory, shall be subject to the jurisdiction of the District; shall have the same rights and duties as if the territory has been a part of the District upon its original formation; shall be liable for the payment of principle, interest and any other amounts which shall become due on account of any outstanding or then authorized but thereafter issued bonds, including revenue bonds, or other contracts or obligations of the District; shall be subject to the levying or fixing and collection of any and all taxes, assessments, service charges, rentals or rates as may be necessary to provide for such payment; and shall be subject to all of the rates, rules, regulations and ordinances, the District, as now or hereafter amended; and shall be subject to the provisions of existing and subsequent orders of the California Regional Water Quality Control Board, which current orders place a restriction upon the number of sewer connections allowable to District's sewer system.
3. No right to capacity in any facilities or public improvements of District, service, or priority of service, shall arise because of annexation. District shall, pursuant to contractual obligations, and pursuant to applicable orders, regulations, rules and limitations of the California Regional Water Quality Control Board, determine when and if sewer service can be provided, the priority of service and the conditions upon which service may be made.

Section 6. The Sanitary District #1 is designated as the conducting authority for further proceedings, and the Board of said District is hereby directed to initiate proceedings in compliance with this resolution and is authorized to proceed

without notice, or election, pursuant to Government Code, Section 56837.

Section 7. The project is categorically exempt pursuant to provisions of the California Environmental Quality Act.

Section 8. The Executive Officer is hereby authorized and directed to mail certified copies of the resolution in the manner prescribed by Section 56853 of the Government Code.

PASSED AND ADOPTED by the Marin County Local Agency Formation Commission on this 3rd day of July, 1997 by the following vote:

AYES: Commissioners Barner, Blanchfield, Moore, Richardson, Thayer and Ware

NOES: None

ABSENT: Commissioner Kress

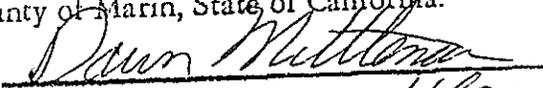

NORMAN RICHARDSON, CHAIRPERSON

ATTEST:


DAWN MITTLEMAN, EXECUTIVE OFFICER

DATED: July 3, 1997

The foregoing instrument is a correct copy of the original on record in the office of the Local Agency Formation Commission of the County of Marin, State of California.

By 
Executive Officer 

(OTHER\RES9705.97)

EXHIBIT "B"

BLUE RIDGE ROAD ANNEXATION NO. 2 (ROSS VALLEY)

TO

MARIN COUNTY SANITARY DISTRICT NO. 1

MAPPING NO. 5/97

BEGINNING at a point on the existing boundary of Marin County Sanitary District No. 1 also being on the northeasterly right of way of Blue Ridge Road (50' wide), said point of beginning also being the most westerly corner of Lot 476 as said lot is shown on sheet 3 of that certain map entitled "MAP OF KENTWOODLANDS SUB'D. NO FOURTEEN" filed September 27, 1960, in Volume 10 of Maps at page 79, Marin County Records; thence along said Sanitary District boundary S 0° 20' 37" E 72.54 feet, S 60° 37' E 186.83 feet and S 12° 19' 20" W 142.22 feet; thence leaving said Sanitary District boundary along the southerly and westerly boundary of Lot 475 as said lot is shown on above referenced "MAP OF KENTWOODLANDS SUB'D. NO. FOURTEEN" N 60° 29' 10" W 244.65 feet, N 18° 59' E 65.48 feet, N 10° 58' 13" E 68.87 feet to the northeasterly right of way of Blue Ridge Road and the existing boundary of Marin County Sanitary District No. 1; thence along said right of way and said boundary N 40° 40' E 70.00 feet to the POINT OF BEGINNING.

Containing approximately 0.7791 acres.

June 17, 1997

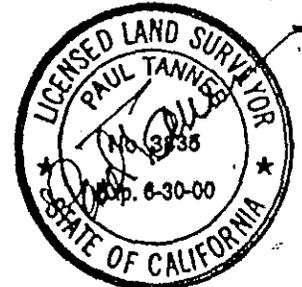


EXHIBIT "A"

MAY 1, 1997

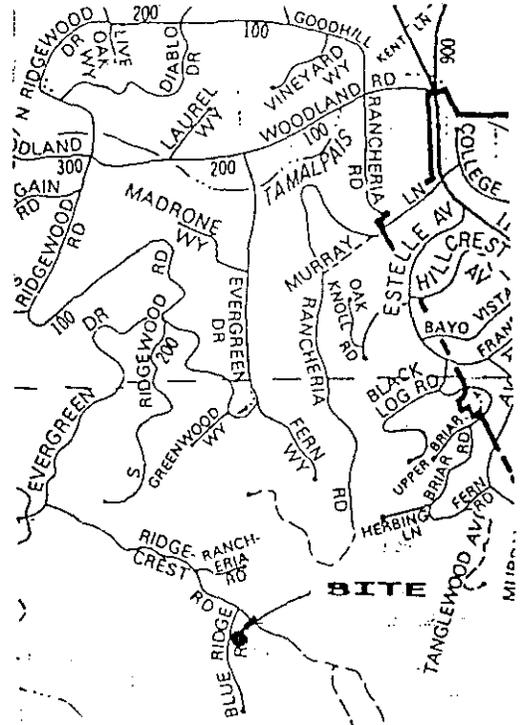
BLUE RIDGE ROAD ANNEXATION NO. 2 (ROSS VALLEY)

TO

MARIN COUNTY SANITARY DISTRICT NO. 1

MAPPING NO. 5/97

- NEW SANITARY DISTRICT BOUNDARY
 - EXISTING SANITARY DISTRICT BOUNDARY
- AREA OF ANNEXATION: 0.7791 ACRES



LOCATION MAP

